

EX PARTE OR LATE FILED



**Qwest**  
607 14<sup>th</sup> Street NW, Suite 950  
Washington, DC 20005  
Phone 202.429.3100  
Facsimile 202.467.4268

**Gary R. Lytle**  
Senior Vice President-Federal Relations

**ERRATUM**

**REDACTED**

**ORIGINAL**

September 8, 2005

**EX PARTE**

**VIA HAND DELIVERY**

**RECEIVED**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
Room TW B-204  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

DOCKET FILE COPY ORIGINAL  
SEP - 8 2005

**Federal Communications Commission  
Office of Secretary**

Re: *In the Matter of Petition of Qwest Corporation for Forbearance  
Pursuant to 47 U.S.C. § 160(c) in the Omaha Metropolitan  
Statistical Area – WC Docket No. 04-223*

Dear Ms. Dortch:

On September 7, 2005, the attached redacted ex parte regarding a meeting between Mr. Richard Notebaert and Mr. Gary Lytle, both of Qwest and Commissioner Jonathan Adelstein and Legal Advisor Scott Bergmann of the Federal Communications Commission was submitted via hand delivery for inclusion in the above-captioned proceeding. Due to a duplicating error, the redacted ex parte of September 7, 2005 contained a number of pages which were duplicated in error. Please substitute the attached corrected redacted ex parte (re-submitted in its entirety) for the incorrect copy of the redacted September 7, 2005 ex parte. Qwest apologizes for any inconvenience this may have caused.

The non-redacted (confidential) version of the ex parte presentation also submitted on September 7, 2005 was filed correctly so no Erratum is being filed simultaneously today for the confidential submission.

An original and four copies of this erratum and corrected ex parte presentation are included in this submission to replace the incorrect ex parte presentation filed on September 7, 2005. Attached to the original and each copy are the handouts referenced in the ex parte presentation (one with the confidential data redacted). A fifth copy of this letter is being

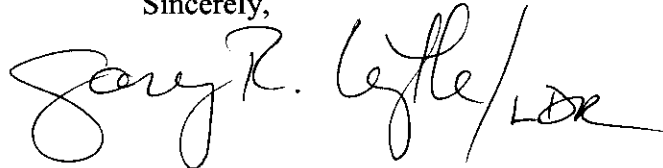
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Ms. Marlene H. Dortch  
September 8, 2005

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provided, for which acknowledgment is requested. Please date-stamp the copy and return it to the courier. If you have any questions regarding this submission, please contact the undersigned at the contact information reflected in the letterhead. Thank you for your assistance with this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary R. Gifford" followed by a stylized flourish or initials.

Attachments

cc:

Kevin Martin ([Kevin.Martin@fcc.gov](mailto:Kevin.Martin@fcc.gov))  
Kathleen Abernathy ([Kathleen.Abernathy@fcc.gov](mailto:Kathleen.Abernathy@fcc.gov))  
Jonathan Adelstein ([Jonathan.Adelstein@fcc.gov](mailto:Jonathan.Adelstein@fcc.gov))  
Michael Copps ([Michael.Copps@fcc.gov](mailto:Michael.Copps@fcc.gov))  
Michelle Carey ([Michelle.Carey@fcc.gov](mailto:Michelle.Carey@fcc.gov))  
Russell Hanser ([Russ.Hanser@fcc.gov](mailto:Russ.Hanser@fcc.gov))  
Jessica Rosenworcel ([Jessica.Rosenworcel@fcc.gov](mailto:Jessica.Rosenworcel@fcc.gov))  
Sam Feder ([Sam.Feder@fcc.gov](mailto:Sam.Feder@fcc.gov))  
Christopher Killion ([Christopher.Killion@fcc.gov](mailto:Christopher.Killion@fcc.gov))  
Thomas Navin ([Thomas.Navin@fcc.gov](mailto:Thomas.Navin@fcc.gov))  
Ian Dillner ([Ian.Dillner@fcc.gov](mailto:Ian.Dillner@fcc.gov))  
Julie Veach ([Julie.Veach@fcc.gov](mailto:Julie.Veach@fcc.gov))  
Jeremy Miller ([Jeremy.Miller@fcc.gov](mailto:Jeremy.Miller@fcc.gov))  
Terri Natoli ([Terri.Natoli@fcc.gov](mailto:Terri.Natoli@fcc.gov))



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Senior Vice President-Federal Relations

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September 7, 2005

**EX PARTE**

***VIA HAND DELIVERY***

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
Room TW B-204  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: *In the Matter of Petition of Qwest Corporation for Forbearance  
Pursuant to 47 U.S.C. § 160(c) in the Omaha Metropolitan  
Statistical Area – WC Docket No. 04-223*

Dear Ms. Dortch:

On September 6, 2005 Mr. Richard Notebaert and Mr. Gary Lytle, both of Qwest, met with Commissioner Jonathan Adelstein and Legal Advisor Scott Bergmann to discuss Qwest's Omaha Forbearance Petition in the above-captioned proceeding. At that meeting, Mr. Notebaert emphasized the competitive market in Omaha by demonstrating that Qwest is not the dominant carrier in that marketplace based on current marketshare information. Additionally, as reflected in a Cox presentation to a prospective business client in Omaha, Cox operates as a strong competitor in the business marketplace with a very impressive base of business customers. There can be no doubt that competition in the residential as well as the business marketplace is irreversible in Omaha and has been well documented by Qwest in this proceeding. Attached to this ex parte presentation are the two handouts presented to Commissioner Adelstein and Mr. Bergmann during this discussion.

Pursuant to paragraph 5 of the *Protective Order* (19 FCC Rcd 11377 (2004)) in this proceeding, specific data is considered by Qwest to be confidential information. One of the above-mentioned handouts contains confidential data for which Qwest has requested confidential treatment. In this redacted version of the ex parte presentation the confidential data have been removed from the handout entitled "Access Line Breakout for Omaha MSA as of February 2004", and replaced with the wording "REDACTED".


Ms. Marlene H. Dortch  
September 7, 2005

Page 2 of 2

This ex parte is being filed pursuant to 47 C.F.R. § 1.1206(b).

The confidential, non-redacted version of this ex parte presentation is being filed today under separate cover. Included in this redacted version of the ex parte presentation are an original and four copies. Attached to each are the two handouts (one with the confidential data redacted). A fifth copy of this letter is being provided, for which acknowledgment is requested. Please date-stamp the copy and return it to the courier. If you have any questions regarding this submission, please contact the undersigned at the contact information reflected in the letterhead. Thank you for your assistance with this matter.

Sincerely,

Handwritten signature of Gary R. Little, with the letters "LDR" written below the signature.

Attachments

cc:

Kevin Martin ([Kevin.Martin@fcc.gov](mailto:Kevin.Martin@fcc.gov))  
Kathleen Abernathy ([Kathleen.Abernathy@fcc.gov](mailto:Kathleen.Abernathy@fcc.gov))  
Jonathan Adelstein ([Jonathan.Adelstein@fcc.gov](mailto:Jonathan.Adelstein@fcc.gov))  
Michael Copps ([Michael.Copps@fcc.gov](mailto:Michael.Copps@fcc.gov))  
Michelle Carey ([Michelle.Carey@fcc.gov](mailto:Michelle.Carey@fcc.gov))  
Russell Hanser ([Russ.Hanser@fcc.gov](mailto:Russ.Hanser@fcc.gov))  
Jessica Rosenworcel ([Jessica.Rosenworcel@fcc.gov](mailto:Jessica.Rosenworcel@fcc.gov))  
Sam Feder ([Sam.Feder@fcc.gov](mailto:Sam.Feder@fcc.gov))  
Christopher Killion ([Christopher.Killion@fcc.gov](mailto:Christopher.Killion@fcc.gov))  
Thomas Navin ([Thomas.Navin@fcc.gov](mailto:Thomas.Navin@fcc.gov))  
Ian Dillner ([Ian.Dillner@fcc.gov](mailto:Ian.Dillner@fcc.gov))  
Julie Veach ([Julie.Veach@fcc.gov](mailto:Julie.Veach@fcc.gov))  
Jeremy Miller ([Jeremy.Miller@fcc.gov](mailto:Jeremy.Miller@fcc.gov))  
Terri Natoli ([Terri.Natoli@fcc.gov](mailto:Terri.Natoli@fcc.gov))

# Erosion of Qwest's Retail Access Line Base in the Omaha MSA <sup>(2)</sup> 1997 - 2004

<b>Qwest Retail Lines in Service (1)</b>	<b>Dec. 1997</b>	<b>Dec. 1998</b>	<b>Dec. 1999</b>	<b>Dec. 2000 (3)</b>	<b>Feb. 2004 (3)</b>	<b>Dec. 2004</b>
<b>Res.</b>	<b>278,678</b>	<b>274,843</b>	<b>260,023</b>	<b>237,787</b>	<b>136,572</b>	<b>120,485</b>
<b>Bus.</b>	<b>125,116</b>	<b>124,205</b>	<b>118,999</b>	<b>113,624</b>	<b>81,749</b>	<b>80,426</b>
<b>Total</b>	<b>403,794</b>	<b>399,048</b>	<b>379,022</b>	<b>350,349</b>	<b>218,321</b>	<b>200,911</b>

Source: Qwest Forecast Data Mart ("FDM") retail services tracking system.

(1) Excludes Qwest Official Company Service and Public Coin lines.

(2) Excludes effects of market growth.

(3) Data shown at P. 3 of the Affidavit of David L. Teitzel in this docket.

# Access Line Breakout for Omaha MSA as of February 2004

	Residence	Business	Total
Resold lines	REDACTED	REDACTED	REDACTED
UNE-P listings	REDACTED	REDACTED	REDACTED
E911 records	REDACTED	REDACTED	REDACTED
Total CLEC lines	REDACTED	REDACTED	REDACTED
<b>Qwest retail lines and market share</b>	REDACTED	REDACTED	REDACTED
Total Omaha MSA market lines	REDACTED	REDACTED	REDACTED
<b>CLEC lines in Omaha MSA</b>	REDACTED	REDACTED	REDACTED

REDACTED

# Overview

Our Company

Our Network

Our People

Our Customers

# Cox Enterprises

Cox Communication, Cox Television, Cox Newspapers,  
Cox Radio, Auto-Trader.com, Mannheim Auto Actions

Over **\$10.7 billion** In Revenue in 2003

Market Cap Value of **\$17.3B**

Annual Market growth over 10 years = **15%**

Building technology and fiber networks for over 15  
years.

300,000 customers

Cox Business Services enterprise sales growth 100%  
per year (for 5 consecutive years).



# Cox Business Services

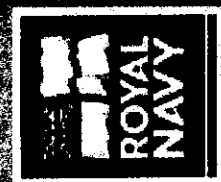
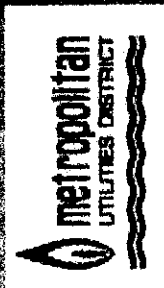
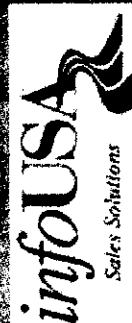
Digital Business Lines, Digital Trunks, ISDN PRI, Toll-Free and Long Distance.

Cable Modem speeds to 786Kbps/6.0Mbps. T-1 speeds (1.5 Mbps) of internet. Optical Internet from OC 3 to OC12 (622Mbps) to OC48 to OC-192 Bandwidth. Ethernet over Sonet (EOS) scalable to 100Mbps.

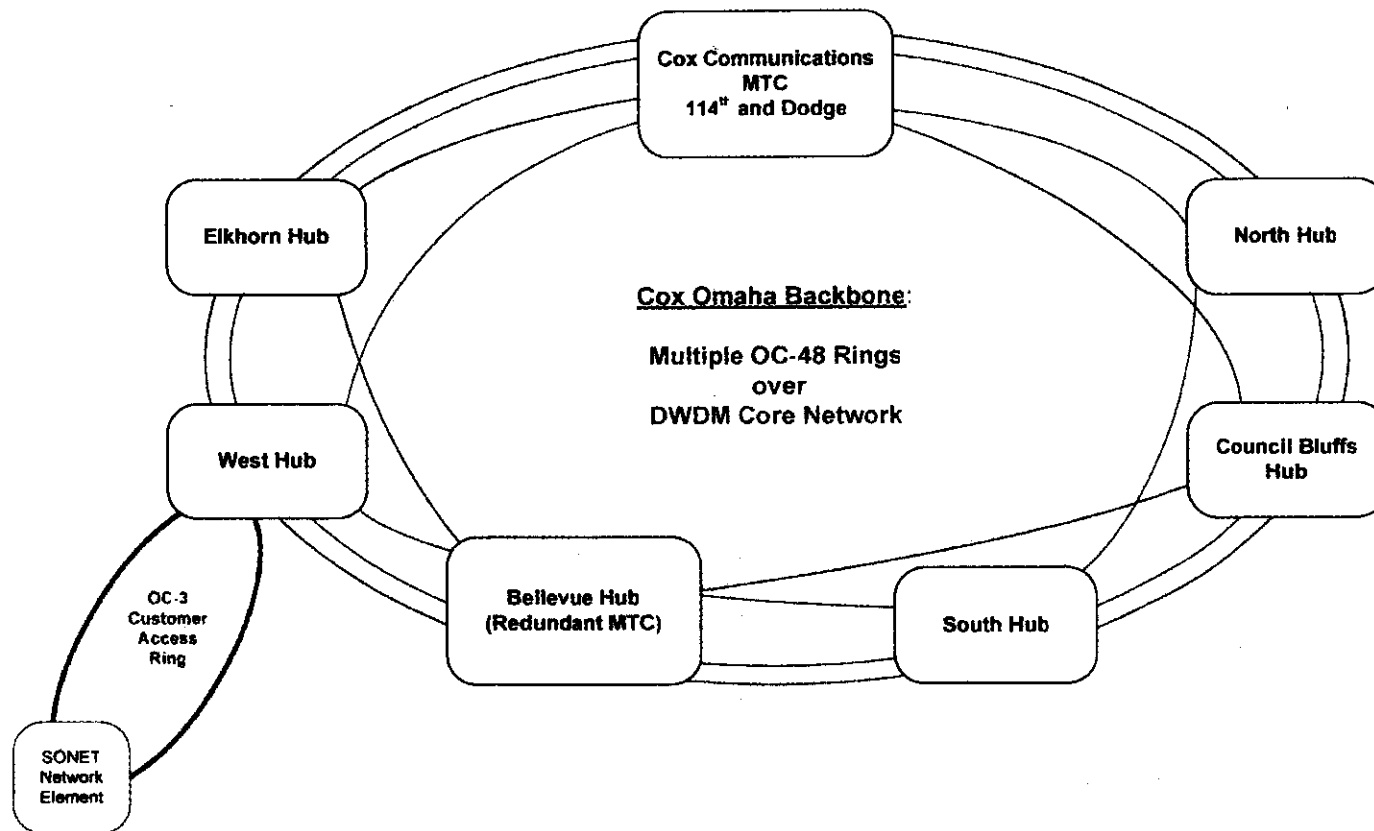
DS-1, DS-3, Ethernet over Sonet (EOS), Virtual Private Network (VPN) and Local Loop Connectivity to IXC's.

Digital Cable Television and Digital Music Choice often found in boardrooms, lobby's and executive offices.

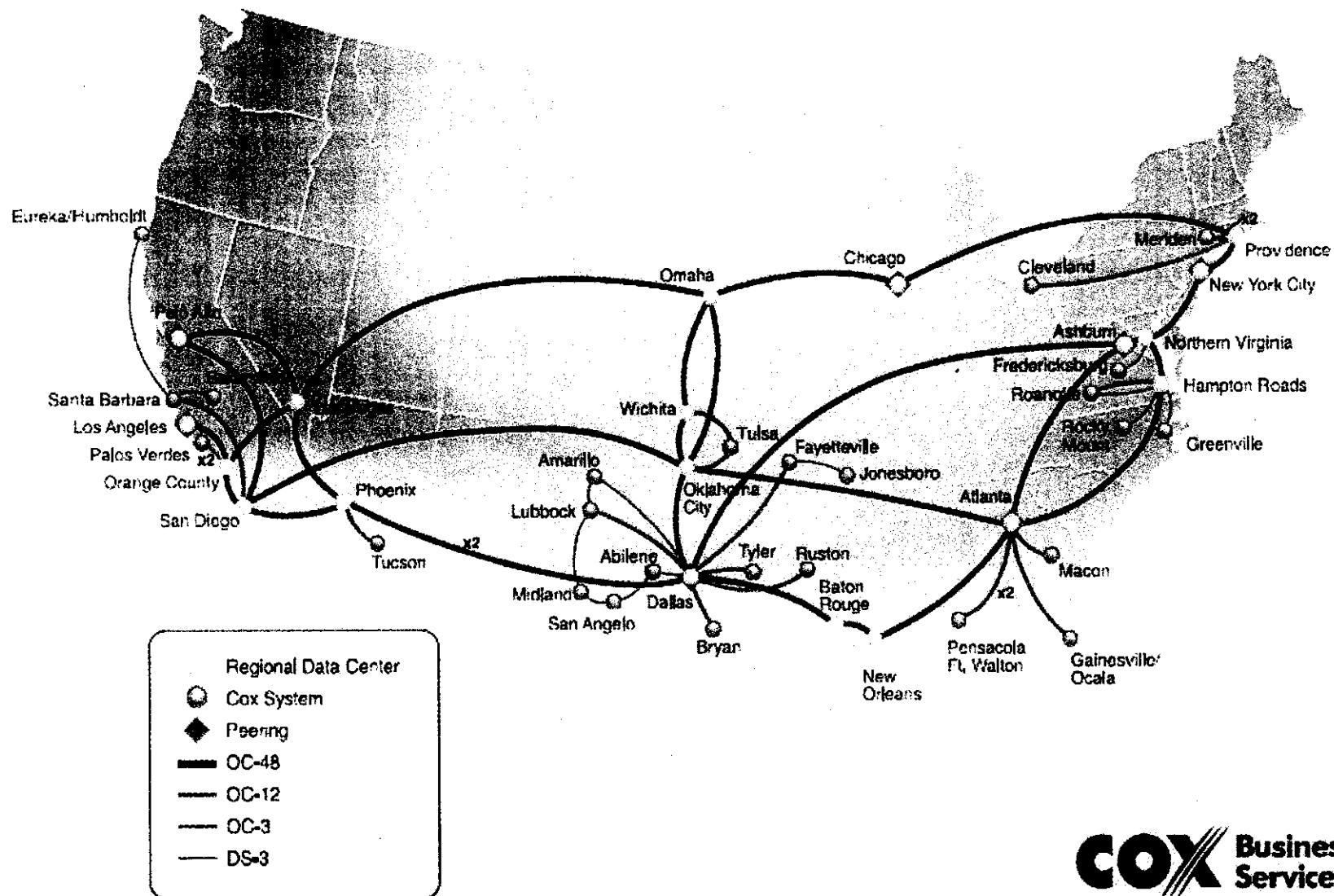
**We're proud of our solutions.**



## Cox Communications Ring-In-Ring Architecture



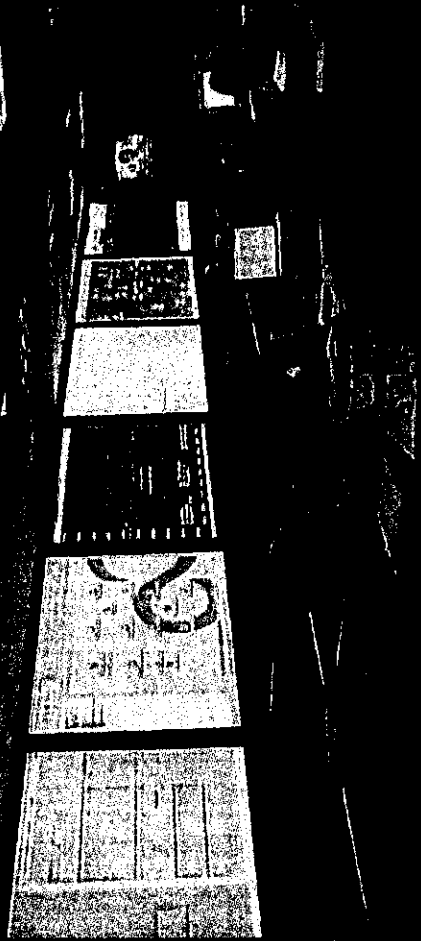
# Cox High Speed Internet Backbone



**COX Business Services.**

Due to our continued growth this map is subject to change.  
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# Our Network Ops.



- 24/7 Monitoring of critical elements
- 24/7 Maintenance
- 24/7 Management
- 24/7 Notifications & Response

## In partnership with Cox our customers receive the following benefits:

Superior Network – the most effective platform and architecture available

= Peace of mind

Proactive Network Monitoring – 24x7x365

= Hassle-free & worry-free customer service experience.

Efficient, scalable products at competitive rates

= Economic & reliable solutions designed specifically for you.

Local, experienced sales, service, and project management

= Competitive advantage in a fast-paced corporate world.

Strong financial position in the industry

= Your long-term telecommunications partner.

## Your Local Account Team

, Enterprise Account Executive  
, Senior Sales Engineer  
, Fiber Project Coordinator  
, Enterprise Sales Manager  
, Operations Manager  
, Director of Sales  
, VP & GM, CBS  
, GM, Cox Communications Omaha

## Next Steps

Your Needs  
Establish Time Frame  
Project Management Team  
Implementation  
Next Step



## Our experience.

- **4,100+** Network Miles built in Omaha Metro.
- **1,000+** Network Miles of Fiber in Omaha Metro.
- Built In Business Continuity:
  - Redundant
  - Diverse routes
  - Independently powered
  - Dual entrances and/or dual hubs
- **165,000 Plus** Phone Lines in Service today
- **4 million** Calls Completed daily
- **100,000 plus** Internet Customers